

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

BRIAN C. HUTCHINS,

Plaintiff,

v.

Case No. 4:14CV302-MW/GRJ

OFFICER JODY FRUCHTNIKT,
et al.,

Defendants.

ORDER ACCEPTING
REPORT AND RECOMMENDATION

This Court has considered, without hearing, the Magistrate Judge's Report and Recommendation, ECF No. 46, and has also reviewed *de novo* Plaintiff's objections to the report and recommendation, ECF No.51. Accordingly,

IT IS ORDERED:

The report and recommendation is **accepted and adopted**, over Plaintiff's objections, as this Court's opinion. The motion for leave to appeal in forma pauperis, ECF No. 41, is **DENIED** because the appeal is not taken in good faith. This cause is **remanded** to the Magistrate Judge for the assessment of fees.

SO ORDERED on October 30, 2015.

s/Mark E. Walker
United States District Judge

